

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6787

BILL NUMBER: SB 205

NOTE PREPARED: May 7, 2007

BILL AMENDED: Apr 29, 2007

SUBJECT: Environmental Permits.

FIRST AUTHOR: Sen. Gard

FIRST SPONSOR: Rep. Dvorak

BILL STATUS: Enrolled

FUNDS AFFECTED: X GENERAL
X DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: *Landfill Permits:* This bill provides that a person that holds a valid solid waste landfill construction permit that authorizes construction for a facility that has not been substantially developed; and has not commenced construction within five years after the date of the permit or another period established by rule or statute; must apply for a new construction permit and meet the requirements of all applicable environmental laws existing at the time the new permit is sought. A person that holds a valid solid waste landfill construction permit that authorizes construction at an operating facility; and has not commenced construction within five years after the date of the permit or another period established by rule or statute; must meet the requirements of all applicable environmental laws existing at the time construction is substantially commenced. Construction periods are tolled pending administrative appeals or judicial reviews concerning the construction permit.

Effective Date: July 1, 2007.

Explanation of State Expenditures: *Landfill Permits* The proposal is expected to have minimal impact on IDEM. The cost of modifying or renewing a permit is not significantly different than the cost of applying for a new permit to the regulated community. The staff time is approximately the same for situations where the original facility was not constructed. Only 2-3 situations have occurred in recent years where the facility was not constructed within 5 years, but continued to renew the permit.

Explanation of State Revenues: *Landfill Permits:* See *Explanation of State Expenditures* above.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: IDEM.

Local Agencies Affected:

Information Sources: Sandra Flum, Legislative Liaison, IDEM, 317-233-9479.

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